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Fax Transmission

Utah Division of Wildlife Resources

Central Region Office

1115 North Main St.

Springville, UT 84663

801-491-5678

Fax: 801-491-5646

RECEIVED

MAR 19 2003

DIV. OF OIL, GAS & MINING

To: Wayne Hedburg

Date: 19 Mar 2003

Fax #: 801-359-3940

Pages: 6, including this cover sheet

From: Doug Sakaguchi

Subject: Road thru DWR's Levan WMA

Comments:

Wayne - last week - Mar 11, I tried to send you copies of the Levan City (Town) & Juab Co. Commission letters. I noticed I wrote your fax # wrong, so you probably didn't receive them.

This fax packet includes those original letters plus DWR's response to them.

Doug S.

Juab County

The "Key" County of Utah

Juab County Center
160 North Main
Nephi, Utah 84648

Board of
Commissioners:
William Boyd Howarth,
Chairman
Robert L. Steele
Neil V. Cook
Tele. (435) 623-3407
Fax (435) 623-4609

Administrative Assistant
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Assessor
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Attorney
Jared Eldredge
Tele. (435) 623-3460

Clerk/Auditor
Patricia M. Ingram
Tele. (435) 623-3410

Economic Development
Glenn W. Greenhalgh
Tele. (435) 623-3400

Justice Court Judge
Nephi Precinct
Sharla T. Williams
Tele. (435) 623-3440

Recorder
Craig J. Sperry
Tele. (435) 623-3430

Road Department
Robert R. Garrett
Tele. (435) 623-1593

Sheriff
Alden B. Orme
Tele. (435) 623-1344

Treasurer
Jean H. Bowles
Tele. (435) 623-3420

Mr. Doug Sakaguchi
Division of Wildlife Resources
1115 North Main
Springville, UT 84663-1055

RE: County Road Improvement Project

Date: February 25, 2003

Dear Mr. Sakaguchi:

We are sending this letter as a courtesy to notify you of Juab County's intent to upgrade and improve a Juab County Road that traverses through your property northeast of Levan Town, Utah. We also request your cooperation and support with this project.

The legal description of the County Road is:

West Line of Section 28-14S-1 E

East Line of Section 29-14S-1 E

West Line of Section 21-14S-1E

East portion of 14S-1E

Class D County Road
Class B County Road

The State of Utah along with Juab County has the stewardship of the Class B and Class D Road Systems in the County. The Town of Levan has requested that Juab County assist them in making a safer truck route that would by-pass the Town. Juab County, HE Davis and the Town of Levan have agreed to share the costs of upgrading this road. The length of the improvement would be approximately 7 tenths of a mile from pigeon creek irrigation property on the south to the B Road right-of-way on the North. This improvement would remove approximately .1 miles of Class D Road from your property. Juab County would cross over on private property at your southwest corner.

Juab County and Levan Town believes that this right-of-way improvement would also help reduce the current problem of motorists exiting the existing road. Juab County plans to install culverts in order to eliminate the need for motorists to exit the road and drive around mud holes that exist during wet periods. The County also plans to install sign posts at both ends of the improved road restricting OHV use. The Juab County Sheriff would be asked to enforce the OHV usage restriction.

Doug Sakaguchi
February 25, 2003
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The Class B portion of the road improvement consists of approximately 1.2 miles. The County would gravel the entire length of the project including installing a 12-inch sub grade with a 6-inch base. The road width would be approximately 33 feet. By improving the existing county roads there is no need to build new roads.

We have considered three other alternatives and all parties agree that this alternative is the most reasonable, economical, environmentally sound and best accomplishes the goal of providing a safer alternate truck route.

We ask for and would appreciate your support on this decision.

Sincerely,



Wm. Boyd Howarth, Chairman
Juab County Commission

LEVAN TOWN

P.O. BOX 40
LEVAN, UTAH 84639

State of Utah
Department of Natural Resources
Division of Natural Resources
Douglas K. Sakaguchi
Regional Habitat Manager

Dear Mr. Sakaguchi:

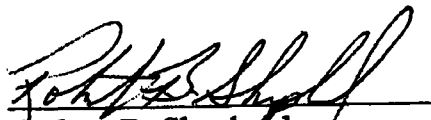
The purpose of this letter is to ask for your assistance in improving an existing road on your property that is located east and north of Levan. There is a mining operation that is located in Chicken Creek Canyon and the truck traffic goes through the center of town, on a residential road. This is a severe safety concern for our citizens and especially our children. By improving this road that connects to a county lane we can establish a truck route around the Town of Levan.

We have looked at other routes, this one is the only route that is a violable option.

In the meeting that we held Feb. 24, 2003, where we met with you, the DWR Juab County, Division of Gas and Mining, and Geneva Rock. We discussed the routing of this road. After you left, we discussed the financing of this road. It was proposed that the Levan Irrigation Co. will furnish the road base, the county will build the road and Geneva Rock will furnish the crushed gravel for the surface. The Town and Irrigation Co. will give easements for the road through their property, as well as revamp the irrigation system to accommodate this road.

We do not feel this road improvement will have a negative impact on your property. People will stay on the road instead of driving all over when the road is wet.

With all organizations working together we can make our Town a safer place for our citizens and our children. We appreciate your help and hope we can have your support in this endeavor.


Robert B. Shepherd
Mayor of Levan Town

UTAH DIVISION OF NATURAL RESOURCES
FEB 26 2003



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WILDLIFE RESOURCES

Michael O. Leavitt
Governor

Robert L. Morgan
Executive Director

Kevin Conway
Division Director

Central Region
1115 North Main Street
Springville, Utah 84663-1055
(801) 491-5678 telephone
(801) 491-5646 fax
www.nr.utah.gov

18 March 2003

Levan Town
P.O. Box 40
Levan, UT 84639

Attention: Robert B. Shepherd, Mayor

Re: Improvement of road along UDWR' boundary fence of the Levan
Wildlife Management Area (WMA)

Dear Mayor Shepherd:

Thank you for hosting the meeting on February 24, 2003 to discuss an alternative route for semi trucks to utilize when leaving Chicken Creek Canyon. We appreciate the townspeople's concerns for heavy trucks using residential streets to access the highway. We have considered your request and agree that the road through Division property can be improved to accommodate heavy truck traffic. We would also like to make a request for assistance to fund fencing and cattle guard improvements that increased road use will require.

As you are aware, we have concerns about vehicles (trucks and ATV's) driving off of the existing road at any location they want to access the foothills which are within walking distance of the road. An improved road will result in more hunters or others who may want to leave the improved road. We feel strongly about preventing vehicles from leaving the proposed improved road and were hoping that we could convey to the federal agency that supplied the majority of the funding when the property was purchased that the parties who would most benefit from the road improvements would also be willing to help by bearing half of the expense to fund the fence to be constructed beside the length of road that would be traveled through the Division's Wildlife Management Area (WMA).

Livestock grazing is a management tool used on this WMA. In the past, with light traffic use, gates could be used to control livestock with only a slight inconvenience to the occasional driver. With the heavier traffic which will result from road improvements, stopping to open and close gates will soon become a nuisance. It will be important that cattle guards be installed (and maintained) where the road passes thru the south and west fences of the WMA property. We feel that the purchase and installation of cattle guards are expenses that should not be passed on to the livestock permittee. Again, we request that half the

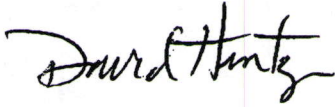
Utah!
Where ideas connect

expense of cattle guard construction be supplied by parties other than our agency.

We are optimistic that by working together we can improve safety and noise concerns for the residents of Levan.

If you have further questions, please contact Doug Sakaguchi, Central Region Habitat Manager, at 801-491-5678.

Sincerely,



David N. Hintze,
Central Region Supervisor